

Town Board Minutes

**Meeting
No. 9**

Regular Meeting

April 19, 1999

MEETINGS TO DATE 9
NO OF REGULARS 8
NO OF SPECIALS 1

Page 195
LANCASTER, NEW YORK
April 19, 1999

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 19th day of April, 1999 at 8:00 P.M. and there were

PRESENT: NEIL CONNELLY, COUNCIL MEMBER
WILLIAM MARYNIEWSKI, COUNCIL MEMBER
MARK MONTOUT, COUNCIL MEMBER
DONNA STEMPIAK, COUNCIL MEMBER
ROBERT GIZA, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK
ROBERT LABENSKI, TOWN ENGINEER
RICHARD SHERWOOD, TOWN ATTORNEY
ROBERT LANEY, BUILDING INSPECTOR
CHRISTINE FUSCO, ASSESSOR

EXECUTIVE SESSION:

UPON MOTION DULY MADE, SECONDED AND UNANIMOUSLY CARRIED, the Town Board voted at 9:25 P.M. to deliberate in Executive Session for the announced purpose of discussing litigation relative to the Town's Garbage Contract and a matter with the Lancaster Volunteer Ambulance Corp.

At 10:00 P.M., the Town Board reconvened with all members present. The Town Clerk reported that no official actions were taken by the Town Board in Executive Session.

PERSONS ADDRESSING TOWN BOARD:

Burry, Richard, 6351 Broadway, spoke to the Town Board on the following matter:

- Complained of truck noise from the operations of a truck terminal next to his home on Broadway. Very uncomfortable living in his own home because of these truck operations next to his home.

Laughlin, James, 163 Peppermint Rd., spoke to the Town Board on the following matter:

- Requested a report that was promised to him in December on compliance of the north border of the Ward Road Subdivision to the appropriate codes of the Town of Lancaster.

Juszczyk, Joseph, 600 Pleasant View Drive, spoke to the Town Board on the following matters:

- Asked if the Town has a noise ordinance. Would like a noise ordinance enacted.
- Enforcement of laws relative to abandoned vehicles.

Schneggenburger, Roy, 87 Stony Road, spoke to the Town Board on the following matters:

- Inquired whether all the Town polling places are places of public assembly.
- Questioned why some summer temporary employees having the same job title receive different rates of pay.

Symer, Donald, 610 Columbia Avenue, spoke to the Town Board on the following matters:

- Asked for the establishment of an Ad Hoc Committee to review the assignment of assessments for partially completed structures.
- Gave the Town Clerk a newspaper article relative to CID operations in Chaffee.

PUBLIC HEARING SCHEDULED FOR 8:30 P.M.:

At 8:30 P.M., the Town Board held a Public Hearing to hear all interested persons upon a proposal Local Law No. 2 of the Year 1999, which Local Law repeals in its entirety Section 17-2-Definitions; and Section 17-3-License Required, fees, of Article I of Chapter 17 of the Code of the Town of Lancaster, entitled: "Amusement Arcades or Game Rooms".

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

PROPOSERS

None

OPPOSERS

None

COMMENTS & QUESTIONS

Roy Schneggenburger

ADDRESS

87 Stony Road, Lancaster

ON MOTION BY COUNCIL MEMBER CONNELLY, AND SECONDED BY COUNCIL MEMBER MARYNIEWSKI AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:42 P.M.

The Town Board, later in the meeting, adopted a resolution, hereinafter spread at length in these minutes, taking favorable action upon this matter.

PRESENTATION OF PREFILED RESOLUTIONS BY COUNCIL MEMBERS:

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER CONNELLY, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MARYNIEWSKI, TO WIT:

RESOLVED, that the minutes from the Regular Meeting of the Town Board
held on April 5, 1999 be and hereby are approved.

The question of the adoption of the foregoing resolution was duly put to a vote
on roll call which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 19, 1999

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCIL MEMBER MONTOUR, WHO
 MOVED ITS ADOPTION, SECONDED BY
 COUNCIL MEMBER STEMPIAK, TO WIT:

RESOLVED, that pursuant to Section 4-104 of the Election Law of the State of New York, this Town Board hereby designates the following Polling Places in each Election District of the Town of Lancaster for the conduct of Elections and Primaries during the year following the ensuing 1st day of May 1999.

**ELECTION
 DIST.**

POLLING PLACE

- 1 Town Hall, 21 Central Ave., Lancaster, N.Y.
- 2 Court Street School, 91 Court St., Lancaster, N.Y.
- 3 Court Street School, 91 Court St., Lancaster, N.Y.
- 4 Como Park School, 1985 Como Park Blvd., Lancaster, N.Y.
- 5 Como Park School, 1985 Como Park Blvd., Lancaster, N.Y.
- 6 Aurora Middle School, 148 Aurora St., Lancaster, N.Y.
- 7 Lancaster Municipal Building, 5243 Broadway, Lancaster, N.Y.
- 8 St. Mary's High School, 142 Laverack Ave., Lancaster, N.Y.
- 9 Fire Hall, 16 W. Drullard Ave., Lancaster, N.Y.
- 10 Central Avenue School, 149 Central Ave., Lancaster, N.Y.
- 11 Fire Hall, 45 Meridian St., Depew, N.Y.
- 12 Fire Hall, 45 Meridian St., Depew, N.Y.
- 13 Depew Municipal Building, 85 Manitou St., Depew, N.Y.
- 14 North Side Fire Hall, 112 Brewster St., Depew, N.Y.
- 15 SS. Peter & Paul School, 52 Burlington Ave., Depew, N.Y.
- 16 Sacred Heart School, 5337 Genesee St., Bowmansville, N.Y.
- 17 Town Court Building, 525 Pavement Rd., Lancaster, N.Y.
- 18 Town Line Fire Hall, 6503 Broadway, Town Line, N.Y.
- 19 Historical Schoolhouse, 3703 Bowen Rd., Lancaster, N.Y.
- 20 Twin District Fire Hall, 4999 William St., Lancaster, N.Y.
- 21 North Side Fire Hall, 112 Brewster St., Depew, N.Y.
- 22 Substation, Bowmansville Fire Hall, 158 Seitz Ave., Lancaster, N.Y.
- 23 Aurora Middle School, 148 Aurora St., Lancaster, N.Y.
- 24 Lancaster Village Dept. of Public Works, 5200 Broadway, Lancaster, N.Y.
- 25 Lancaster Senior High School, 1 Forton Dr., Lancaster, N.Y.
- 26 SS. Peter & Paul School, 52 Burlington Ave., Depew, N.Y.
- 27 Lancaster Senior High School, 1 Forton Dr., Lancaster, N.Y.
- 28 Sacred Heart School, 5337 Genesee St., Bowmansville, N.Y.
- 29 Bus Garage, Lanc. School Dist., 295 Pleasant View Dr., Lancaster, N.Y.
- 30 Substation, Town Line Fire Hall, 63 Cemetery Rd., Lancaster, N.Y.
- 31 Town Line Fire Hall, 6503 Broadway, Town Line, N.Y.
- 32 Twin District Fire Hall, 4999 William St., Lancaster, N.Y.
- 33 Cayuga Heights School, 1780 Como Park Blvd., Lancaster, N.Y.
- 34 Cayuga Heights School, 1780 Como Park Blvd., Lancaster, N.Y.
- 35 Twin District Fire Hall, 4999 William St., Lancaster, N.Y.
- 36 Lancaster Senior Center, 100 Oxford Ave., Lancaster, N.Y.
- 37 Twin District Fire Hall, 4999 William St., Lancaster, N.Y.
- 38 William Street School, 5201 William Street, Lancaster, N.Y.
- 39 William Street School, 5201 William Street, Lancaster, N.Y.
- 40 William Street School, 5201 William Street, Lancaster, N.Y.
- 41 Townview Apartments Community Center, 50 Grambo Dr., Lancaster, N.Y.
- 42 Townview Apartments Community Center, 50 Grambo Dr., Lancaster, N.Y.
- 43 Town Court Building, 525 Pavement Rd., Lancaster, N.
- 44 Hillview School, Transit Rd. & Pleasantview Dr., Lancaster, N.Y.

The question of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZ A	VOTED YES

April 19, 1999

File: RPOLEPL (1-2)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED ITS
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER CONNELLY, TO WIT:

WHEREAS, the Highway Superintendent of the Town of Lancaster, by letter dated October 20, 1998, has requested the creation of two positions, and

WHEREAS, the Town Board of the Town of Lancaster by resolution December 7, 1998 authorized creation of two new positions in the Highway Department and the Supervisor has filed with Erie County Department of Personnel Form PO-17 "New Positions Duties Statement" for the purpose of obtaining the appropriate service title for these new positions, and

WHEREAS, the Erie County Department of Personnel has indicated that the appropriate titles for these positions are Working Crew Chief and Automotive Mechanic Helper.

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to complete and execute Section 8 of Form PO-17 (New Position Duties Statement) indicating that the positions of Working Crew Chief and Automotive Mechanic Helper in the Highway Department of the Town of Lancaster has been created retroactive to January 1, 1999, and

BE IT FURTHER

RESOLVED, that the establishment of these titles and pay rates be appended to their respective bargaining units retroactive to January 1, 1999, and

BE IT FURTHER

RESOLVED, that the following people have been appointed retroactive to January 1, 1999 to these positions:

Working Crew Chief (White Collar Union) - Ernest Gainey
Automotive Mechanic Helper (Blue Collar Union) - Anthony Rogacki

BE IT FURTHER

RESOLVED, that the salaries of the following individuals be amended as is stated in the CSEA Blue Collar Contract and the schedule of salaries adopted January 1, 1999, retroactive to January 1, 1999:

Automotive Mechanic - Mark Pempsell - \$18.64/hr
Automotive Mechanic Helper - Anthony Rogacki - \$18.40/hr

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 19, 1999

File: RIFERS.CRE (P5)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER CONNELLY, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPIAK, TO WIT:

WHEREAS, the Town Line Volunteer Fire Department, Inc., by letter dated April 10, 1999, has requested the addition of the following member to the membership roster of said fire association.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms the addition to the membership of the Town Line Volunteer Fire Department, of the following individual:

ADDITIONS:

Jeffrey R. D'Arcy
208 Ransom Road
Lancaster, New York 14086

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 19, 1999

File: RFIRE (P3)

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCIL MEMBER MONTOUR, WHO
 MOVED ITS ADOPTION, SECONDED BY
 COUNCIL MEMBER MARYNIEWSKI, TO WIT:

WHEREAS, the General Crew Chief, by letter dated April 14, 1999, has requested the appointment of seasonal employees in the Parks, Recreation and Forestry Department of the Town of Lancaster for the spring and summer seasons of 1999,

NOW, THEREFORE, BE IT

RESOLVED, that the following individuals be and are hereby appointed to the position of seasonal employees for the spring and summer seasons of 1999 in the Parks, Recreation and Forestry Department of the Town of Lancaster, with no benefits at the following hourly rates:

<u>NAME</u>	<u>POSITION</u>	<u>RATE</u>
James Cohan (rehire) 2001 Como Park Blvd, Lancaster	Laborer	\$8.25 hr
David Davidzik (rehire) 1909 Como Park Blvd., Lancaster	Laborer	\$5.50 hr.
Michael Dennis (rehire) 22 Mount View Pl., Lancaster	Laborer	\$5.75 hr.
Kevin Moscrip (rehire) 17 Grace Way, Lancaster	Laborer	\$5.50 hr.
Joseph Necci (rehire) 78 Brunck Road, Lancaster	Laborer	\$5.40 hr.
Michael Palano (rehire) 7 Idelbrook Court, Lancaster	Laborer	\$5.50 hr.
Eric Przykuta (rehire) 60 Court Street, Lancaster	Laborer	\$8.25 hr.
Robert Sansone (rehire) 41 Hidden Trail, Lancaster	Laborer	\$6.00 hr.
Thomas Trzepacz (rehire) 310 Iroquois Avenue, Lancaster	Laborer	\$5.40 hr.
Brandon Wehrung (rehire) 34 Partridge Walk, Lancaster	Laborer	\$6.50 hr
Shawn Zaffram (rehire) 28 Tanglewood Drive, Lancaster	Laborer	\$5.75 hr
Sebastian Constantino (rehire) 6 Field Avenue, Lancaster	Recreation Attendant	\$9.25 hr
Timothy Salvatore (rehire) 15 Parkdale Drive, Lancaster	Recreation Attendant (Playground Attendant)	\$5.50 hr.
Michael Dwan (rehire) 63 Lombardy Street, Lancaster	Lifeguard (Pool Supervisor)	\$7.25 hr.

Jeremy Edmiston (rehire) 73 Holland Avenue, Lancaster	Lifeguard (Pool Supervisor)	\$7.25 hr.
Stacy Helminiak (rehire) 699 Schwartz Road, Lancaster	Lifeguard (Pool Supervisor)	\$8.25 hr.

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster take to necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 19, 1999

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER CONNELLY, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

WHEREAS, the Twin District Volunteer Fire Company, Inc., by letter
dated April 13, 1999, has requested the addition of the following member to the membership
roster of said fire association,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms the
addition to the membership of the Twin District Volunteer Fire Company, of the following
individual:

ADDITION:

Jonathan Ziders
5137 William Street
Lancaster, New York 14086

The question of the adoption of the foregoing resolution was duly put to a vote
on roll call which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 19, 1999

File: RFIRE (P4)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

WHEREAS, the Municipal Home Rule Law of the State of New York and Chapter 26 of the Code of the Town of Lancaster provide for the adoption and enactment of Local Laws, and

WHEREAS, a proposed Local Law No. 2 of the Year 1999, was introduced to the Town Board of the Town of Lancaster by Council Member Stempniak on the 5th day of April, 1999, which Local Law deletes in its entirety Sections 17-2 and 17-3 of Chapter 17, Article I of said Code of the Town of Lancaster and substitutes therefore a new Section 17-2 and Section 17-3 of the Code of the Town, and

WHEREAS, a Public Hearing was duly called and held pursuant to law on April 19, 1999;

NOW THEREFORE, BE IT

ENACTED, by the Town Board of the Town of Lancaster, Local Law No. 2 of the Year 1999, deleting and repealing in its entirety Section 17-2 and Section 17-3 of Chapter 17, Article I of the Code of the Town of Lancaster and substitutes therefore a new Section 17-2 and Section 17-3 of Chapter 17, Article I of the Code of the Town of Lancaster, County of Erie and State of New York, which reads as follows:

**ENTERTAINMENT
CHAPTER 17**

**ARTICLE I
AMUSEMENT ARCADES OR GAME ROOMS**

**LOCAL LAW NO. 2
OF
THE YEAR 1999**

A LOCAL LAW TO AMEND THE CODE OF THE TOWN OF LANCASTER BY DELETING AND REPEALING, IN ITS ENTIRETY, SECTION 17-2 AND SECTION 17-3 OF CHAPTER 17, ARTICLE I OF THE CODE OF THE TOWN OF LANCASTER, ENTITLED: "AMUSEMENT ARCADES OR GAME ROOMS", AND SUBSTITUTING THEREFORE A NEWLY ENACTED SECTION 17-2 AND SECTION 17-3 OF CHAPTER 17, ARTICLE I OF THE CODE OF THE TOWN OF LANCASTER.

BE IT ENACTED, by the Town Board of the Town of Lancaster, as follows:

Section 1.

The Code of the Town of Lancaster is hereby amended by deleting and repealing Section 17-2 and Section 17-3 of Chapter 17, Article I of the Code, entitled: "Amusement Arcades or Game Rooms".

Section 2.

The Code of the Town of Lancaster is hereby amended by adding thereto Local Law No. 2 of the Year 1999, which Law amends Section 17-2 and 17-3 of Chapter 17, Article I as hereinabove repealed, by substituting therefore a new Section 17-2 and Section 17-3 of Chapter 17, Article I of said Code which reads as follows:

§17-2. Definitions.

As used in this local law, the following terms shall have the meanings indicated:

AMUSEMENT ARCADE or GAME ROOM - A building or part thereof which contains eight (8) or more amusement games.

AMUSEMENT GAME - Any mechanical, electrical or electronic device or game, including video games, used for or designed to be used for entertainment or as a game by the insertion of money, a token, a slug or other article or by paying money to have such device or game activated; but not including jukeboxes, bowling alleys, rides, devices maintained within residences for use by occupants and their guests or any device which is illegal to possess.

OWNER - A record owner, contract purchaser, lessee, assignee, bailee, receiver or trustee.

PERSON - One (1) or more individuals, a partnership, corporation, association, trust or firm and any trustee, assignee or receiver.

PREMISES - Any public or quasi-public building or part thereof where the public may enter.

TOWN - The Town of Lancaster, excluding the Village of Depew and the Village of Lancaster.

§17-3. License required; fees.

A. License.

- (1) No person shall maintain or operate a game room in the Town of Lancaster unless it has first been licensed under this local law.
- (2) A license shall be effective for a one-year period from date of issuance and thereafter be renewable upon review by the Town Board of the Town of Lancaster.

B. Fees.

- (1) An application for a license shall be accompanied by a non-refundable fee of one hundred dollars (\$100.).
- (2) The annual fee for a game room license shall be five hundred dollars (\$500.) plus sixty dollars (\$60.) for each machine over eight (8).

April 19, 1999

STATE OF NEW YORK :
COUNTY OF ERIE : ss:
TOWN OF LANCASTER :

This is to certify that I, ROBERT P. THILL, Town Clerk and Registrar of Vital Statistics of the **Town of Lancaster** in said County of Erie, have compared the foregoing copy of Legal Notice of Adoption of Local Law No. 2 of the Year 1999, with the original thereof filed in my office at Lancaster, New York, on the 19th day of April, 1999, and that the same is a true and correct copy of said original, and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 19th day of April, 1999.


Robert P. Thill, Town Clerk

and

BE IT FURTHER

RESOLVED, that the Town Clerk of the Town of Lancaster shall:

1. Immediately post a copy of Local Law No. 2 of the Year 1999 on the Town Bulletin Board;
2. Within ten (10) days publish a certified copy of the Local Law abstract thereof describing the same in general terms in the Lancaster Bee, declared the official newspaper for this publication;
3. Maintain a file in the Town Clerk's Office on Local Law No. 2 of the Year 1999, with all proofs of publication and posting required for adoption, and
4. File certified copies of Local Law No. 2 of the Year 1999 within twenty (20) days of adoption with:
 - a) Town Clerk's Office
 - b) One (1) copy with the office of Secretary of State

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 19, 1999

File - rloclawm 499

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER CONNELLY, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPNIAK, TO WIT:

WHEREAS, on April 7, 1999, David Comerford, Deputy Commissioner of
Highways of Erie County advised the Town Board of the necessity of another traffic study of
the intersection of William Street and Lake Avenue in the Town of Lancaster, for the installation
of a traffic signal

WHEREAS, the Public Safety Committee of the Town Board deems it in the
public interest to request the County to conduct a traffic study at the before mentioned
intersection;

**NOW, THEREFORE, BE IT
RESOLVED**, as follows:

1. That the Town Board of the Town of Lancaster hereby again requests the
County of Erie to conduct another traffic study of the intersection of William Street and Lake
Avenue for the installation of a full four (4)-way traffic signal at this intersection;
2. That the Town Board of the Town of Lancaster hereby again commits to
install and maintain a full four (4)-way traffic signal to Erie County Standards and requirements
for the intersection of William Street and Lake Avenue, and
3. The Town Board of the Town of Lancaster directs the Town Attorney to
file a formal Notice of Defect with the County of Erie consistent with §50-g of the General
Municipal Law regarding the defective and unsafe road condition at this intersection caused by
the lack of a full four (4) way traffic signal.

The question of the adoption of the foregoing resolution was duly put to a vote on
roll call, which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 19, 1999

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL MEMBER
MONTOUR, TO WIT:

WHEREAS, RJF Development, Michael Giallanza, 5653 Broadway, Lancaster
New York 14086, has applied to the Town Board of the Town of Lancaster for a permit to
construct a Public Improvement upon real property in the Town of Lancaster within Village On
The Park Subdivision, Phase III, and

WHEREAS, the Town Engineer of the Town of Lancaster has certified
on the following permit application that he has reviewed the improvement plans and permit
application for the installation of the public improvement requested, and that it conforms to the
Ordinances of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that Public Improvement Permit Application No. 491 of RJF
Development, Michael Giallanza, 5653 Broadway, Lancaster, New York, for the installation of:

P.I.P. No. 491
(Street Lights)

All wire conduits, poles, lamps, lampholders,
photocells, and other appurtenances required in the
installation of five (5) street lights at Village on the
Park Subdivision, Phase III. As per New York State
Gas & Electric layout and Town of Lancaster
specifications.

be and is hereby approved and the installation of the improvement requested be and is hereby
authorized.

The question of the adoption of the foregoing resolution was duly put to a vote
on roll call which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 19, 1999

File RPIP(P)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL MEMBER
MONTOUR, TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered paid
from their respective accounts as per abstract to be filed in the Office of the Town Clerk by the
Director of Administration and Finance, to wit:

Claim No. 8011 to Claim No. 8241 Inclusive

Total amount hereby authorized to be paid: \$ 568,962.84

The question of the adoption of the foregoing resolution was duly put to a vote
on roll call which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 19, 1999

File: Reclaims

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCIL MEMBER MARYNIEWSKI, WHO
 MOVED ITS ADOPTION, SECONDED BY
 COUNCIL MEMBER MONTOUR TO WIT:

RESOLVED that the following Building Permit Applications be and are hereby approved and the issuance of these Building Permits be and are hereby authorized:

CODES:

(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town Lancaster are waived for this permit.

(CSW) = Conditional sidewalk waiver.

NEW PERMITS:

Pmt #	SW	Applicant Name	Address	Structure
5679		Peter Murphy	35 Country Pl	Er. Fence
5680		Dennis Talani	41 Sagebrush Ln	Er. Pool
5681		Donato Developers Inc	71 Michael's Walk	Er. Sin. Dwlg
5682		Donato Developers Inc	68 Michael's Walk	Er. Sin. Dwlg
5683		Superior Decks & Gaze	5 Old Orchard Comm	Er. Gazebo
5684		Donato Developers Inc	18 Cobblestone Ct	Er. Sin. Dwlg
5685		Majestic Pools Inc	158 Brunck Rd	Er. Fence/Pool
5686		Norman Reed	2 Schiffler Ct	Er. Deck
5687		Marrano/Marc Equity	47 Bentley Cir	Er. Sin. Dwlg
5688		Marrano/Marc Equity	27 Stone Hedge Dr	Er. Sin. Dwlg
5689		Donato Developers Inc	32 Schiffler Ct	Er. Sin. Dwlg
5690		Laurie Wittrock Posputni	4792 William St	Er. Fence
5691		Kyle Kwiatkowski	11 Butler Dr	Er. Deck
5692		Donna Grabowski	33 Southpoint Dr	Er. Shed
5693		Judy Jeziorski	8 Brunck Rd	Er. Pool
5694		Decks Unlimited	49 Bentley Cir	Er. Deck
5695		Christopher Burns	12 Signal Dr	Er. Shed
5696		Michael Carroll	22 Clermont Ct	Er. Fence
5697		Stephen Kelly	16 Signal Dr	Er. Shed
5698		Pat Abbarno	370 Seneca Pl	Er. Deck
5699		Joseph Stein	5 Clermont Ct	Er. Deck
5700		Thomas Reformat	67 Michael Anthony Ln	Er. Shed
5701		Paul Baglio	7 Windsor Ridge Dr	Er. 3 Season Rm
5702		Mark Norton	71 Newberry Ln	Er. Fence
5703		Gregory Norberg	847 Ransom Rd	Er. Deck/Pool
5704		Clarence Blenk	48 Stony Brook Dr	Er. Shed
5705		Chris Stec	4 Butler Dr	Er. Shed
5706		Superior Exteriors	3738 Bowen Rd	Ex. Sin. Dwlg
5707		Glenn Waddy	36 Bentley Cir	Er. Fence
5708		Gary Gallagher	5 Butler Dr	Er. Shed
5709		Randy Schnorr	480 Pleasant View Dr	Alt. Sin. Dwlg
5710		Joseph Cuff	16 Grace Way	Er. Shed

5711	Mark Pempsell	107 Maple Dr	Ex/Er Sin. Dwlg
5712	Sue Contie	763 Aurora St	Er. Deck
5713	Rick Williams	32 Village View	Er. Fence
5714	John Patti	58 S Miller St	Er. Shed
5715	Mark Lavery	118 Michael's Walk	Er. Deck/Pool
5716	Antoinette Goodman	24 Traceway	Er. Deck/Pool
5717	Russell Salvatore	6461 Transit Rd	Er. Storage Bldg
5718	Laura Devic	84 Southpoint Dr	Er. Fence
5719	Majestic Pools Inc	520 Hall Rd	Er. Shed/Pool
5720	Mark Maciejewski	68 Freeman Dr	Er. Shed
5721	Diane Michlinski	9 Candlestick Ct	Er. Pool
5722	Tom Cybulski	45 Hemlock Ln	Er. Shed
5723	Ryan Homes	17 Stream View Ln	Er. Sin. Dwlg
5724	Majestic Pools	33 Hidden Trl	Er. Pool
5725	Kathleen Clark	391 Seneca Pl	Er. Shed
5726	Joseph Famiglielli	6 Woodgate Dr	Er. Shed/Fence
5727	Robert Hokanson	47 Village View	Er. Deck
5728	Anne Baiocco	1 Cobblestone Ct	Er. Pool
5729	Mark Bargnesi	8 Chapin Cir	Er. Fence

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance requirement for sidewalks, and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

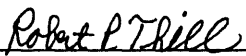
COMMUNICATIONS:

- 191 NYS Comptroller to Town Board -
Invitation to seminar titled: *Keys To Responsible Government: Managing The Town Planning and Zoning Process*. DISPOSITION = Received and Filed
- 192 Town Clerk to Town Board -
Transmittal of Town Clerk's monthly contract expiration report. DISPOSITION = Received and Filed
- 193 Town Clerk to Town Board -
Transmittal of Town Clerk's monthly report. DISPOSITION = Received and Filed
- 194 Receiver of Taxes & Assessments to Town Board -
Notice of second settlement payment to Erie County. DISPOSITION = Received and Filed
- 195 NY Consumers for Economic Competition to Town Clerk -
Request support for local phone competition. DISPOSITION = Received and Filed
- 196 NYS Dept. Of Public Services to Town Board -
Invitation to attend seminar re: cable television. DISPOSITION = Received and Filed
- 197 Chairman Northeast-Southtowns Solid Waste Management Board to Supervisor -
Request each member to join in community wide clean -up. DISPOSITION = Received and Filed
- 198 NYS Assoc of Architects, Inc to NYS Supervisors -
Public service notice of new publications re: architectural and landscape architectural registration laws, rules and regulations. DISPOSITION = Received and Filed
- 199 NYS Thruway Authority to Town of Lancaster -
Comments re: zoning amendment application of Scherrer Auctions, Inc. 1389 Ransom Road. DISPOSITION = Planning Committee
- 200 Lancaster L.I.D.A. to Supervisor -
Transmittal of Notice of Public Hearing 4087 Walden Avenue, LLC Project (Airtel) May 6, 1999. DISPOSITION = Received and Filed
- 201 Erie County Dept. of Environment and Planning to Supervisor -
Advisal of consequences of office addition and garage modifications for the Erie County Sewer District Nos. 1, 4 and 5. DISPOSITION = Town Engineer
- 202 Institute for Local Government and Regional Growth at State Univ. Of Buffalo to Town Board -
Transmittal of a schedule of special events of regional importance. DISPOSITION = Received and Filed
- 203 NYS Senator Rath to Town Board -
Notice of Public Hearing - "Smart Growth Economic Competitiveness Act of 1999". DISPOSITION = Received and Filed
- 204 Association of Erie County Governments to Town Board -
Meeting notice for Association of Erie County Governments April 22, 1999. DISPOSITION = Received and Filed
- 205 Supervisor to Erie County Deputy Commissioner Division of Budget, Management & Finance -
Request for an extension of Collector's Warrant for the Town of Lancaster. DISPOSITION = Received and Filed
- 206 Receiver of Taxes & Assessments to Supervisor -
Request for additional funding due to staff sick leave. DISPOSITION = Received and Filed

- 207 Dominic Terranova to Amigone, Sanchez, Mattrey & Marshall, LLP -
Response to inquiry of preservation of green space (Penora Street). DISPOSITION =
Received and Filed
- 208 Erie County Consortium to Town Board -
Notice of meeting Erie County Consortium April 22, 1999. DISPOSITION = Received
and Filed
- 209 League of Women Voters to Town of Lancaster -
Transmittal of notice of informational meeting "Save Our Land, Save Our Towns."
DISPOSITION = Received and Filed
- 210 Town of Orchard Park to Town Board -
Conveyance of resolution to New York State Senate and Assembly to restore and
increase CHIPS appropriation in the 1999-2000 State Budget. DISPOSITION =
Received and Filed
- 211 New York State Dept. of Transportation to Deputy Town Attorney -
Comments re: J & M Schaefer site plan petition. DISPOSITION = Planning Committee
- 212 Town Line Vol. Fire Department, Inc. to Town Clerk -
Request approval of Town Board to membership roster. DISPOSITION = Received
and Filed
- 213 General Crew Chief to Supervisor -
Request hiring of seasonal employees. DISPOSITION = Received and Filed
- 214 Pineview Lane Property Owners to Supervisor -
Express concerns re: the sale of property located at 16 Pineview Lane. DISPOSITION =
Town Attorney and Supervisor
- 215 Twin District Fire Company to Town Clerk -
Request approval of Town Board to membership roster. DISPOSITION = Received and
Filed
- 216 Planning Board to Town Board -
Transmittal of minutes of meeting April 7, 1999. DISPOSITION = Received and Filed
- 217 Planning Board to Town Board -
No recommendation re: zoning amendment application of NEC Transit William LLC.
DISPOSITION = Received and Filed
- 218 Planning Board to Town Board -
Denial of zoning amendment application of Scherrer Auctions, Inc. DISPOSITION =
Town Attorney
- 219 Planning Board to Town Board -
Approval of site plan application for J & M Schaefer 4391 Walden Avenue.
DISPOSITION = Received and Filed
- 220 Village of Lancaster Planning Commission to Supervisor -
Transmittal of minutes of meeting March 3, 1999 to begin dialogue on how to reduce
municipal costs through intermunicipal cooperation with an agenda for meeting May 8,
1999. DISPOSITION = Supervisor
- 221 Village of Blasdell to Town Board -
Conveyance of adopted resolution requesting NYS Senate and Assembly to restore and
increase CHIPS appropriation in the 1999-2000 Budget. DISPOSITION = Received
and Filed

ADJOURNMENT:

**ON MOTION OF COUNCIL MEMBER STEMPIAK AND SECONDED
BY THE ENTIRE TOWN BOARD AND CARRIED,** the meeting was adjourned at 10:00
PM.


Robert P. Thill, Town Clerk